NOTIFICATION.

(LAW DEPARTMENT)

No LAW 119 LCR 62, dated Bangalore, 25th August 1962

Ordered that the accompanying Notification No. S. O. 2311, dated the 17th July 1962, of the Ministry of Home Affairs, directing that Commissions from courts in India for the examination of witnesses Mauritius shall be issued in the annexed form in pursuance of sub-section (3) of Section 504 of the Code of Criminal Procedure, 1898, which has been published in the *Gazette of India*, Part (II), section 3, sub-section (ii), dated the 28th July, 1962 be republished in the *Mysore Gazette*, for general information.

By Order and in the name of the Governor of Mysore.

S. SRIPADARAJ,
Under Secy. to Govt., L.D.

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

New Delhi, the 17th July 1962.

S. O. 2311—Whereas arrangements have been made by the Central Government with the Government of Mauritius for taking the evidence of witnesses residing in Mauritius in relation to criminal matters in courts in India, the Central Government, in pursuance of sub section (3) of section 504 of the Code of Criminal Procedure, 1898 (5 of 1898), hereby directs that Commissions from courts in India for the examination of witnesses in Mauritius shall be issued in the form annexed hereto, to the Supreme Court of Mauritius and that such commissions shall be sent to the Ministry of External Affairs, Government of India, New Delhi, for transmission to the Supreme Court of Mauritius.

IN THE COURT OF

Commission to examine witness outside India [Section 504 (3) of the Code of Criminal Procedure, 1898]

To

....
....
... ...

Through the Ministry of External Affairs,
Government of India,
New Delhi.

Whereas it appears to me that the evidence of .. .. is necessary for the ends of justice in case No *Vs* . in the Court of . .. and that such witness is residing within the local limits of your jurisdiction and his attendance cannot be procured without unreasonable delay, expense or inconvenience, I .. . . have the honour to request and do hereby request that for the reasons aforesaid and for the assistance of the said Court you wil be pleased to summon the said witness to attend at such time and place as you shall appoint and that you will cause such witness to be examined upon the interrogatories which accompany this commission (for *viva voce*)

Any party to the proceeding may appear before you by his counsel or agent or if not in custody, in person and may examine, cross-examine or re-examine (as the case may be) the said witness

And I further have the honour to request that you will be pleased to cause the answers of the said witness to be reduced into writing and all books, letters, papers, and documents produced upon such examination to be duly marked for identification and that you will be further pleased to authenticate such examination by your official seal (if any) and by your signature and to return the same together with this commission to the undersigned through the Ministry of External Affairs, Government of India, New Delhi

Given under my hand and seal of the Court this day of. .... 19 .

Judge
District Magistrate
Presidency Magistrate.

[No F 11/6/62-Judl.II.]
B. SHUKLA, Dy Secy.